

DECLARATORY  
Improvement Res. No. 1244-1969

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For the Condemnation of right of way  
for street purposes across portions of  
Lot No. 76, Home Gardens Addition.

(TILLMAN ROAD)

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Resolution Adopted: June 4, 1969

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Confirmed:

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Bids Received:

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Contract Awarded:

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Contract and Bond:

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Contractor:

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Reported Completed:

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Assessment Roll Confirmed: July 24, 1969

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B.O. 85-69

RECEIVED

DECLARATORY RESOLUTION NO. 1244-1969

For the Condemnation of right of way for street purposes across portions of Lot No. 76, Home Gardens Addition.

PLANS ORDERED:

ADOPTED: June 4, 1969

ADVERTISE NOTICE TO PROPERTY OWNERS: June 6 & 13, 1969  
Notices mailed June 13, 1969

HEARING ON CONFIRMATION: Thurs., June 26, 1969, 3:30 p. m.

CONFIRMED: June 26, 1969

ASSESSMENT ROLL ORDERED: June 26, 1969

ASSESSMENT ROLL APPROVED: July 7, 1969

HEARING ON CONFIRMATION  
OF ASSESSMENT ROLL: Thursday, July 24, 1969 at 3:30 p.m.

NOTICE SERVED: Friday, July 11, 1969

ASSESSMENT ROLL CONFIRMED: July 24, 1969

For the ~~Vacation~~ ~~Opening~~ Condemnation of right of way for utility purposes street purpose across portions of Lot No. 76, Home Gardens Addition.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn right of way for street purposes across the following described real estate:

The south 20 feet of the west 93 feet of Lot No. 76,  
the south 20 feet of the west 80 feet of the east 320 feet of Lot No. 76 and  
the south 20 feet of the east 80 feet of Lot No. 76,  
all in Home Gardens Addition

All as shown by a plan of such proposed ~~Vacation~~ ~~Opening~~ Condemnation of right of way for ~~utility~~ street purposes as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said ~~Vacation~~ ~~Opening~~ Condemnation of right of way for ~~utility~~ purposes shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such ~~Vacation~~ ~~Opening~~ Condemnation of right of way for ~~utility~~ street purposes is described as follows: Portions of Lot No. 76, Home Gardens Addition. Said addition is inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The ~~vacation~~ of the above described \_\_\_\_\_ shall be subject to an easement for the ~~vacation~~ ~~construction~~ ~~use~~ ~~and maintenance~~ ~~of~~ ~~sewers~~, ~~water mains~~, ~~gas mains~~, ~~electric pole lines~~ and conduits, ~~telephone and telegraph pole lines and conduits~~.

All Streets, lots and lands affected by the above described condemnation of right of way for street purposes are situated in the southwest quarter of Section 25, Township 30 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 4

DAY OF June 1969.

Attest:

Secretary Board of Public Works

Peter W. Dalmatian

Board of Public Works.

ENGINEERING  
DEPT. OF STREETS

DATE June 3, 1969

TO: Board of Public Works

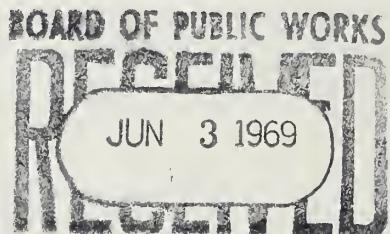
SUBJECT: Board Order No. 85-1969

We are attaching Declaratory Resolution No. 1244-1969 which provides for condemning right of way for street purposes on the north side of Tillman Road between John Street and Gary Street.

This property is needed in connection with the proposed improvement of Tillman Road. A drawing and property ownership list are also attached.

*Donald E. Bodeker*  
Donald E. Bodeker  
Office Manager

DEB:lc  
attachs.



OFFICE OF  
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

8,

B.O. 85-69

Date June 26, 1969

To City Engineer

Subject Declaratory 1244-1969 Home Gardens Addition (Tillman Rd.)

Prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00.

Fred S. Ehrman  
Robert W. Dahman  
George F. Gable  
BOARD OF PUBLIC Works

ic  
encl. P. O. List

N.O.T.E.D.  
 F.S.E.  
 R.W.D.  
 G.F.G.

Signed \_\_\_\_\_

June 30, 1969

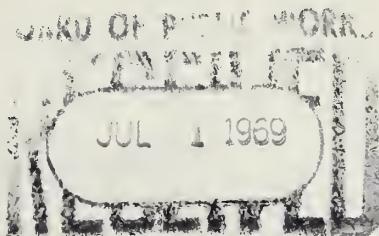
Reply:

Assessment roll of Benefits and Damages completed and attached.

*Donald E. Bodeker*  
Donald E. Bodeker,  
Office Manager

DEB/bt

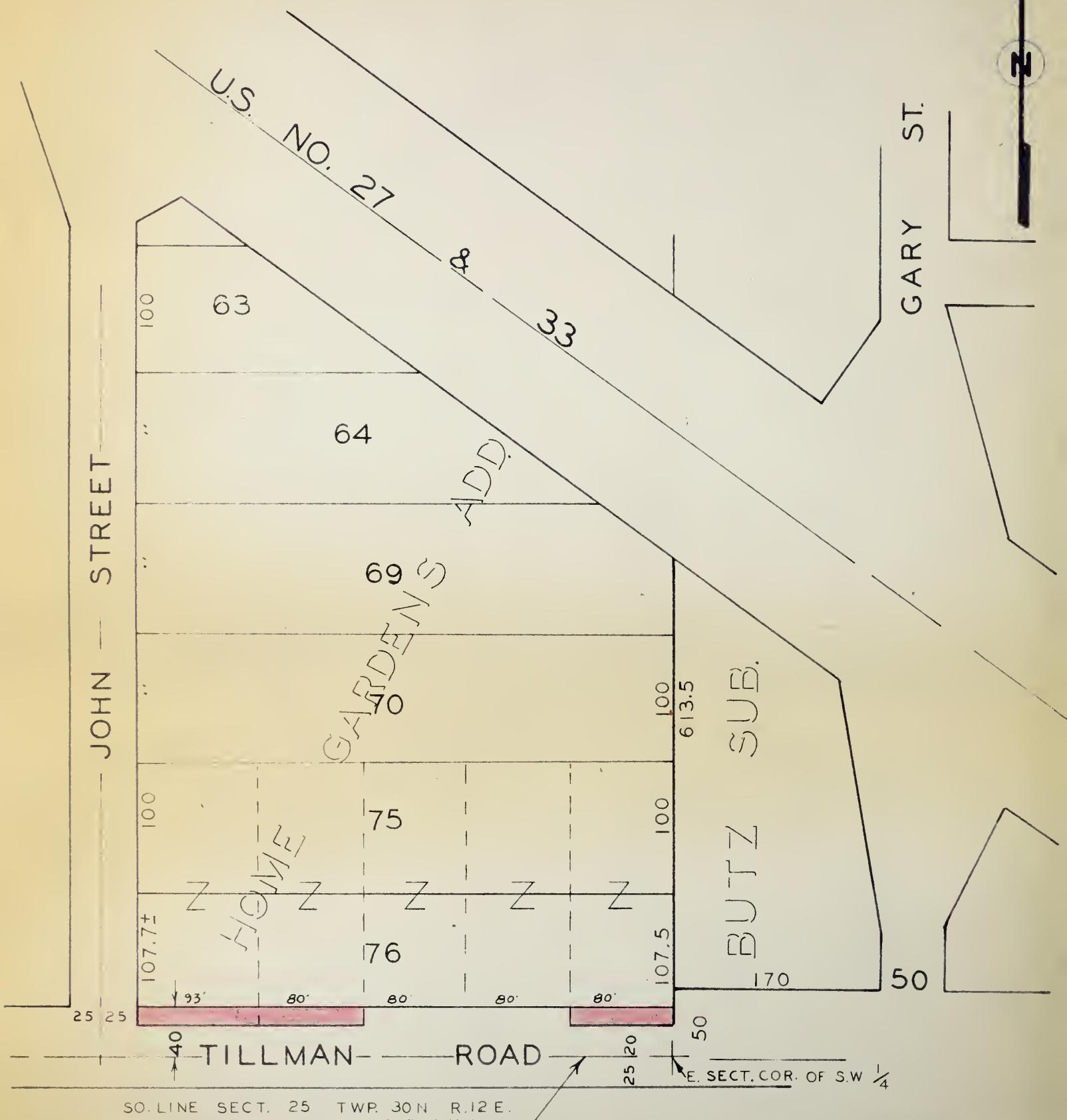
Attach.



Signed \_\_\_\_\_

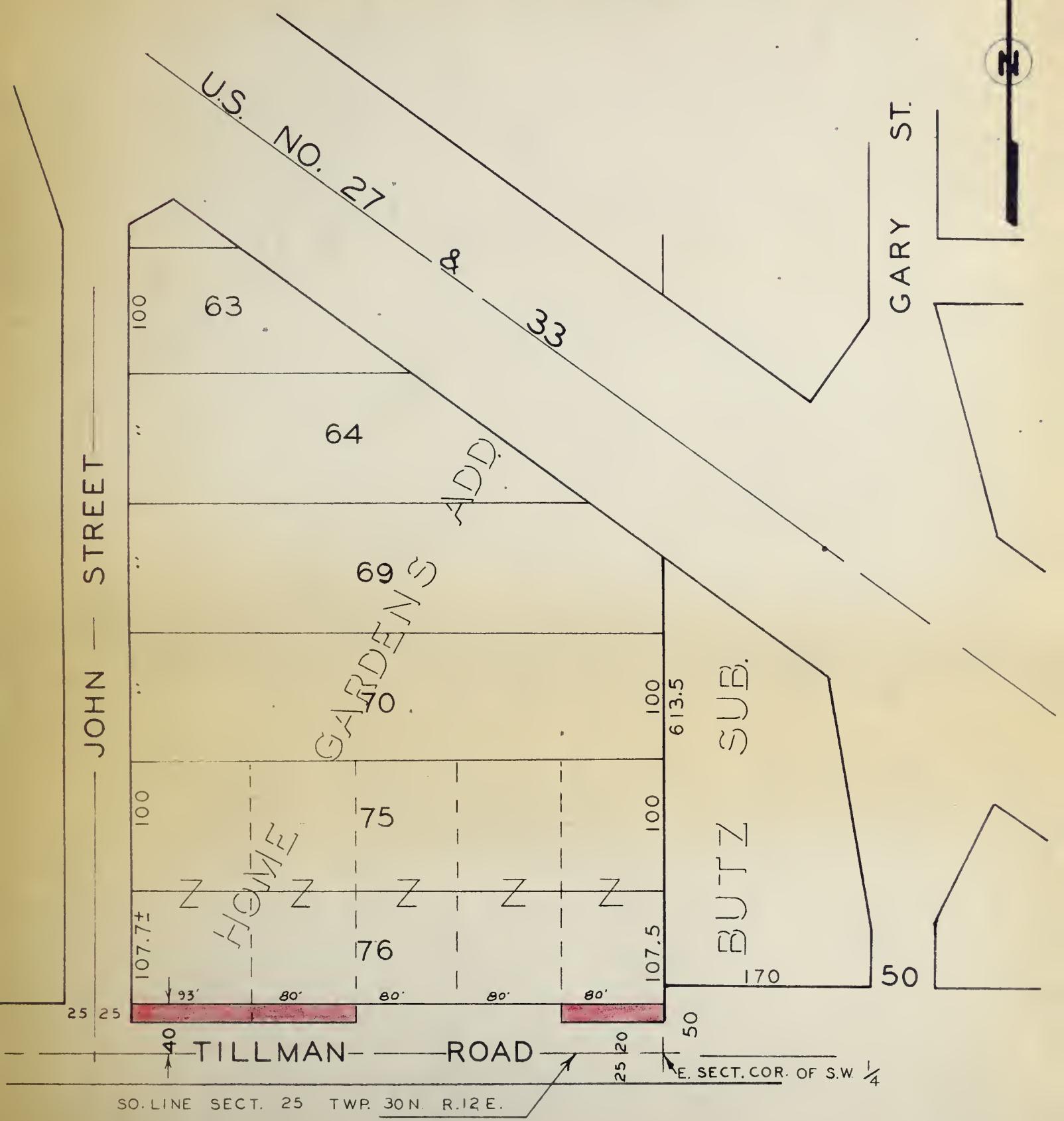
SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

RIGHT OF WAY TO BE CONDEMNED FOR  
STREET PURPOSES.



1244

RIGHT OF WAY TO BE CONDEMNED FOR  
STREET PURPOSES.



1244

# **NOTICE OF IMPROVEMENT**

## **OFFICE BOARD OF PUBLIC WORKS**

Fort Wayne, Indiana, ..... June 13, 1969.....

1244

To.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did  
Declaratory  
pass Improvement/Resolution No. 1244-1969.....  
providing for the Condemnation of right of way for street purposes across portions of  
Lot No. 76, Home Gardens Addition.

All work to be done under aforementioned Improvement Resolution shall be in accordance with the detailed plans, profile and specifications which are now on file and may be seen in the office of the Board of Public Works.

The Board has fixed Thursday, June 26, 1969 at 3:30 pm in Conference Room 102  
a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by the proposed improvement.

You are hereby notified that

Home Gardens Addition.

is subject to assessment for said proposed improvement under the Improvement Laws passed by the General Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supplemental thereof.

**BOARD OF PUBLIC WORKS**

Board of Public Works, City of Ft. Wayne  
(Governmental Unit)

To.....NEWS-SENTINEL.....Dr.

Allen.....County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

JUN 18 1969

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)  
— number of equivalent lines

Head	number of lines	<u>1</u>
Body	number of lines	<u>37</u>
Tail	number of lines	<u>5</u>
Total number of lines in notice		<u>43</u>

## COMPUTATION OF CHARGES

43	lines,.....columns wide equals.....equivalent lines at .288¢.....cents per line	\$12.38
Additional charge for notices containing rule or tabular work (50 per cent of above amount)		.....
Charge for extra proofs of publication (50 cents for each proof in excess of two)		.....
TOTAL AMOUNT OF CLAIM		\$12.38

## DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type <u>5½</u> point
Number of insertions <u>2</u> .....	Size of quad upon which type is cast <u>5½</u> .....

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*A. M. Hostman*Date June 16, 1969

Title.....Clerk.....

awa on an inspection tour.

## Legals

NOTICE TO PROPERTY OWNERS /  
Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 4th day of June, 1969 the said Board deeming it necessary to make certain improvements adopted the following:

## DECLARATORY RESOLUTION

NO. 1244-1969

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn right of way for street purposes across the following described real estate: The south 20 feet of the west 93 feet of Lot No. 76, the south 20 feet of the west 80 feet of the east 320 feet of Lot No. 76 and the south 20 feet of the east 80 feet of Lot No. 76, all in Home Gardens Addition.

All as shown by a plan of such proposed Condemnation of right of way for street purposes as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Condemnation of right of way for street purposes shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, the 26th day of June, 1969 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

FRED S. EHRMAN,  
ROBERT W. DAHMAN,  
GEO. F. GABLE,  
Board of Public Works,  
Kenneth McGraw,  
Clerk.

ATTEST:  
6-6-13.

## PUBLISHER'S AFFIDAVIT

State of Indiana } ss:  
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned.....A. M. Hostman.....who, being duly sworn, says that.....She is.....Clerk.....of the

.....NEWS-SENTINEL.....  
a.....DAILY.....newspaper of general circulation printed and published in the English language in the city .....of.....FORT WAYNE, INDIANA.....  
in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for.....2.....time.....\$, the dates of publication being as follows:

June 6, 1969

June 13, 1969

*A. M. Hostman*

Subscribed and sworn to before me this 16th day of

June 19 69  
*Edith Stapleton*  
Notary Public

My commission expires.....March 8, 1970.....

Claim No. .... Warrant No. ....

IN FAVOR OF

\$ .....

On Account of Appropriation for

Appropriation No. ....

Allowed ..... , 19 .....

In the sum of \$ .....

I have examined the within claim and hereby certify as follows:  
That it is in proper form.  
That it is duly authenticated as required by law.  
That it is apparently } Correct  
                      { Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

196

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points)			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Board of Public Works, City of Ft. Wayne  
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

JUN 18 1969

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)  
— number of equivalent lines

Head	number of lines	1
Body	number of lines	37
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Total number of lines in notice		<u>43</u>

## COMPUTATION OF CHARGES

43	lines, columns wide equals.....	equivalent lines at... <u>288¢</u>	\$ <u>12.38</u>
cents per line			
Additional charge for notices containing rule or tabular work (50 per cent of above amount)			_____
Charge for extra proofs of publication (50 cents for each proof in excess of two)			_____
<b>TOTAL AMOUNT OF CLAIM</b>			<b>\$ <u>12.38</u></b>

## DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type <u>5½</u> point
Number of insertions <u>2</u>	Size of quad upon which type is cast <u>5½</u>

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Arilla De Wald*

Date June 16, 1969

Title CLERK

## PUBLISHER'S AFFIDAVIT

State of Indiana } ss:  
ALLEN County }Personally appeared before me, a notary public in and for said county and state, the undersigned ARILLA DE WALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city FORT WAYNE, INDIANA town in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows:

June 6, 1969

June 13, 1969

*Arilla De Wald*Subscribed and sworn to before me this 16th day of June 1969*Edith Stapleton*

Notary Public

My commission expires March 8, 1970ATTEST:  
6-6-13.

FRED S. EHRMAN,  
ROBERT W. DAHMAN,  
GEO. F. GABLE,  
Board of Public Works,  
Kenneth McGraw,  
Clerk.

Claim No..... Warrant No.....

IN FAVOR OF

\$ .....

On Account of Appropriation for

Appropriation No. ....  
Allowed ..... 19  
In the sum of \$ .....

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

196

I have examined the within claim and hereby certify as follows:  
That it is in proper form.  
That it is duly authenticated as required by law.  
That it is apparently } Correct  
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TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

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Note: Above table is based on a square of 250 ems.

DECLARATORY  
~~Improvement~~ Resolution No. 1244-1969 For THE CONDEMNATION OF RIGHT OF WAY FOR STREET

PURPOSES ACROSS PORTIONS OF LOT NO. 76, HOME GARDENS ADDITION.

	OWNER'S NAME	ADDRESS	NUMBER OF			DESCRIPTION
			LOT	BLOCK	O.L.	
1	KRUCKERBERG, HERBERT C. & HELEN K.	905 W. 614 Lane	75-76	W.-73	'	HOME GARDENS ADD.
2	CONQUEST, THOMAS JACKETT & SHIRLEY ANN FT MORGAN, COLORADO 80001	7557 1/2 W. 80' OF S. 320	"	"	"	
3	SCHEPPELKE, JOHN F. & RACHAEL M.	923 Tillman St. 75-76 E-80	"	"	"	
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				TOTAL		

NOTICES MAILED 6-13-69June 13, 1969  
Beryl Pecking

1244